AMENDMENT UNDER 37 C.F.R. § 1.111 Attorney Docket No.: Q77358

Application No.: 10/697,801

## **REMARKS**

## **Status of the Application**

Claims 1-10 are pending in this Application. Claims 6-7 and 10 are rejected as allegedly being anticipated by Inoue et al, US. Patent Publication No. 2001/0011373. Claims 1-5 and 8-9 are rejected under 35 U.S.C. § 103 as allegedly unpatentable over Matsuyama, US Patent 7,239,359.

## **Interview Summary**

Applicant thanks the Examiner for a useful telephone interview on September 23, 2008, between counsel for Applicant, the Examiner, and Supervisory Examiner Pendleton. The Application of the references to the claims, particularly claims 1 and 6, was discussed. Agreement was reached that the claims do not read on the cited portions of the references, substantially for the reasons previously argued by Applicant. In fact, no portion of the cited references teaches or suggests subject matter claimed in claims 1 and 6, and at least by dependency, the remaining claims.

Applicant therefore respectfully requests the Examiner to withdraw the rejections of claims 1-10.

## **New Claims**

Applicant has added claim 11 to further claim the invention as disclosed in the specification. It is patentable because it recites features that are not taught or suggested in the cited references, including "in response to a tuning selection command … updating the EPG information stored for the selected channel."

6

AMENDMENT UNDER 37 C.F.R. § 1.111 Attorney Docket No.: Q77358

Application No.: 10/697,801

**Conclusion** 

In view of the above, reconsideration and allowance of this application are now believed

to be in order, and such actions are hereby solicited. If any points remain in issue which the

Examiner feels may be best resolved through a personal or telephone interview, the Examiner is

kindly requested to contact the undersigned at the telephone number listed below.

The USPTO is directed and authorized to charge all required fees, except for the Issue

Fee and the Publication Fee, to Deposit Account No. 19-4880 via EFS payment screen. Please

also credit any overpayments to said Deposit Account.

Respectfully submitted,

Registration No. 38,551

SUGHRUE MION, PLLC

Telephone: (202) 293-7060

Facsimile: (202) 293-7860

WASHINGTON OFFICE

23373

CUSTOMER NUMBER

Date: September 26, 2008

7